

12-22-10 03:30PM FROM-Fenwick & West Mountain View

650 938 5200

T-253 P.002/004 F-695

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

APPLICANT: Milo S. Medin
PATENT NO.: 7,225,275
ISSUE DATE: May 29, 2007
APPLICATION NO.: 10/777,912
FILING DATE: February 11, 2004
TITLE: System and Method for Delivering High-Performance Online
Multimedia Services
ATTY. DKT. NO.: 19675-08643

ITEMIZED DEFICIENCY STATEMENT FOR DELAYED NOTIFICATION OF LOSS
OF SMALL ENTITY STATUS, PURSUANT TO 37 CFR § 1.28(c) and (d).

SIR:

The Patent and Trademark Office is hereby notified with respect to the subject patent that small entity status is no longer appropriate. Patent maintenance fees should be paid as large entity.

Applicants hereby file an Itemization of the Deficiency Payment along with a Payment of the Deficiency Owed:

02/11/2011 CKHLOK 00000004 192555 7225275
Sale Ref: 00000009 DA# 192555 7225275
01 FC:1559 498.00 DA

01/11/2011 DALLEN 00000009 192555 7225275

01 FC:1599 498.00 DA

Adjustment Date: 02/11/2011 CKHLOK
01/11/2011 DALLEN 00000009 192555 7225275
01 FC:1599 498.00 CR

19675/08643/DOCS/2354488.1

I. ITEMIZATION OF THE DEFICIENCY PAYMENT

Following is a list of each particular type of fee that was erroneously paid as a small entity, the current fee amount for a non-small entity, the small entity fee actually paid, and the date of payment:

1. First maintenance fee was paid on November 29, 2010. The amount of \$490 was paid. Under 37 CFR § 1.20(e), the current fee amount for first maintenance fee for a non-small entity is \$980. Under 37 CFR § 1.28(c)(2)(i), the deficiency amount owed based on this transaction is equal to the amount (previously) paid in error, i.e. \$490.

2. The total deficient payment owed is \$490.

II. PAYMENT OF THE TOTAL DEFICIENCY PAYMENT OWED

Please charge my Deposit Account No. 19-2555 in the amount of \$490 to cover the above fees. The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2555.

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III. CONCLUSION

By filing this statement, Applicants have complied with the requirements for having this error excused pursuant to 37 CFR § 1.28(c).

Pursuant to 37 CFR § 1.28(d), the present deficiency payment submitted under 37 CFR 1.28(c) is treated as a notification of a loss of entitlement to a small entity status. Accordingly, Applicants respectfully urge the Office to accept the present notification of change in entity status.

Respectfully submitted,

Dated: December 22, 2010

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